

THE HON'BLE SRI JUSTICE B.PRAKASH RAO

AND

THE HONBLE DR.JUSTICE G.YETHIRAJULU

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WRIT APPEAL NO. 2136 OF 2005.

DATED: 07-11-2005

Between

S.N.Goraknath son of Narayana Rao, aged

47 yrs, Ex Shramik, E.No.111332, R/o

10-05-342/3, Lalaguda, Tukaram gate,

Secunderabad

....Appellant

And

1.APSRTC, Musheerabad, Hyderabad

rep. By its Managing Director and another.

...Respondents

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JUDGMENT (Per Sri B.Prakash Rao, J)

Heard both sides and at their request, the main appeal itself is taken up for disposal.

The appellant, who is the unsuccessful writ petitioner and employee of the respondents corporation, filed this appeal as against the dismissal of the

writ petition wherein, he sought to challenge the impugned proceedings, dated 19-10-2004 as illegal.

The learned single Judge after hearing both sides dismissed the writ petition on the ground that the petitioner has got an alternative remedy of approaching the Labour Court by invoking the provisions under Section 2-A (2) of the Industrial Disputes Act, 1947.

Having considered the submissions made and on perusal of record, it is seen that as there is no dispute with regard to availability of such remedy under I.D. Act, we do not find any merits in this appeal.

Therefore, the writ appeal is dismissed. However, it shall be open for the appellant to approach the Labour Court within a period of one month from today and on such approach, the Labour Court shall dispose of the same within a period of six months thereafter. No costs.

B.PRAKASH RAO, J

Dated: 07-11-2005.

G.YETHIRAJULU, J

Hsd